



IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Burton Akira Hipp et al.

SERIAL NO.: 10/625,219

FILING DATE: July 22, 2003

TITLE: System and Method for an Overlay Filesystem

ATTY.DKT.NO.: PA2251US

COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

REVOCATION AND POWER OF ATTORNEY

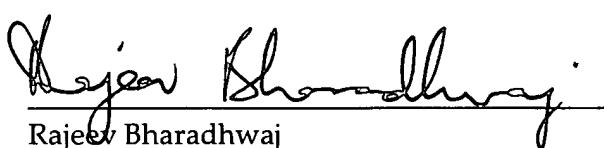
I, the undersigned, **Rajeev Bharadhwaj**, as Chief Technical Officer for Ejasent, Inc., the assignee of the entire right, title and interest in the above-referenced United States patent application, hereby revoke all prior powers of attorney previously submitted in the above-referenced U.S. patent application and hereby appoint the agents and attorneys associated with Customer Number 22830 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

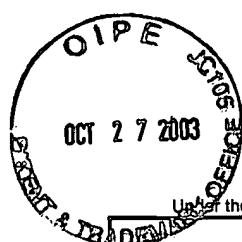
Please direct all communication relative to this application to the following correspondence address:

CARR & FERRELL LLP
2200 Geng Road
Palo Alto, CA 94303
TEL: (650) 812-3400
FAX: (650) 812.3444

Respectfully submitted,

Date: 10/14/03


Rajeev Bharadhwaj
Chief Technical Officer
Ejasent, Inc.



OCT 27 2003

PTO/SB/96 (04-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Ejasent, Inc.

Application No./Patent No.: 10/625,209 Filed/Issue Date: July 22, 2003

Entitled: Method and System for an Overlay Filesystem

Ejasent, Inc. a corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or

2. an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document)
must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be
recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

10/14/03

Rajeev Bharadhwaj

Date

650-230-6300

Telephone number

Typed or printed name

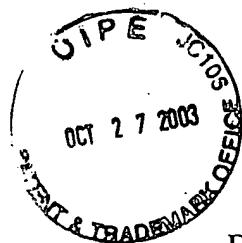
Signature

Chief Technical Officer

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



ATTORNEY'S DOCKET NUMBER: PA2251US

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

"Method and System for an Overlay Filesystem"

the specification of which was filed July 22, 2003 and allocated Application Number 10/625,219..

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or (f) or §365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications:

None

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

60/357,500

(Application Number)

July 22, 2002

(Filing Date)

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations,

§1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Prior U.S. or PCT Applications:

None

POWER OF ATTORNEY: I hereby appoint the attorneys and agents associated with the customer number 22830 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

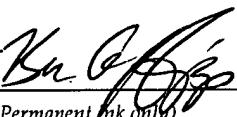
SEND ALL CORRESPONDENCE TO:

CARR & FERRELL LLP
2200 Geng Road
Palo Alto, CA 94303
TEL: (650) 812-3400
FAX: (650) 812-3444

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Burton Akira Hipp

Citizenship: U.S.A.

Inventor's signature:  Dated: 10/14/03

(Permanent ink only)

(Date of Signature)

Mailing Address: 2490 E. Charleston Road Mountain View, CA 94043

(Where the inventor customarily receives mail: Number, Street, City, State, Zip Code)

Residence Address: Elk Grove, CA

(if the inventor lives at a location different than his/her mailing address)

Full name of second inventor: Carlos Wong Citizenship: U.S.A.

Inventor's signature:  Dated: 10/14/03

(Permanent ink only)

(Date of Signature)

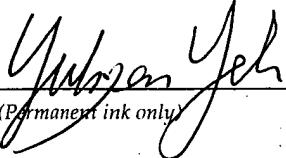
Mailing Address: 2490 E. Charleston Road Mountain View, CA 94043

(Where the inventor customarily receives mail: Number, Street, City, State, Zip Code)

Residence Address: Castro Valley, CA

(if the inventor lives at a location different than his/her mailing address)

Full name of third inventor: Yuh-Yen Yeh Citizenship: U.S.A.

Inventor's signature:  Dated: 10/14/2003

(Permanent ink only)

(Date of Signature)

Mailing Address: 2490 E. Charleston Road Mountain View, CA 94043

(Where the inventor customarily receives mail: Number, Street, City, State, Zip Code)

Residence Address: Campbell, CA

(if the inventor lives at a location different than his/her mailing address)

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, we, the undersigned, **Burton Akira Hipp, Carlos Wong and Yuh-Yen Yeh**, do hereby sell, assign, and transfer to **Ejasent, Inc.**, a **corporation** with offices at **2490 E. Charleston Road, Mountain View, California 94043** ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title and interest for the United States and all foreign countries, in and to any and all improvements which are disclosed in United States patent application number **10/625,219** filed **July 22, 2003** and entitled:

"Method and System for an Overlay Filesystem"

and in and to said application and all utility, divisional, continuing, substitute, renewal, reissue, and all other patent applications which have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States patent application; and

Agree that said Assignee may apply for and receive patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns, and representatives, all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors,

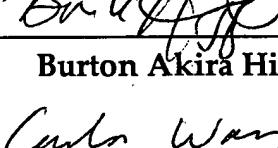
assigns or representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns and legal representatives; and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

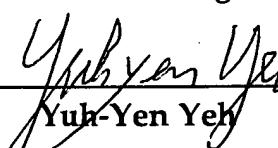
Date: 10/14/03

Name: 
Burton Akira Hipp

Date: 10/14/03

Name: 
Carlos Wong

Date: 10/14/2003

Name: 
Yuh-Yen Yeh